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OCT 21 2005

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FACSIMILE TRANSMISSION COVER SHEET

Date: October 21, 2005

To: United States Patent and Trademark Office
Examiner: Hamann, Jordan J.; Art Unit: 2667

Fax: (571) 273-8300

Re: Application Serial No.: 10/008,925
Filing Date: 12/6/2001; First-Named Inventor: Peshkin
Attorney Docket No.: 01CON260P

From: Farjami & Farjami LLP

Number of pages including the cover sheet: 27

Message:

Enclosed please find the Amendment and Response to Non-Final Office Action dated October 3, 2005.

Thank you.

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OCT 21 2005

Attorney Docket No.: 01CON260P

AMENDMENT COVER SHEET

IN RE APPLICATION OF: Peshkin, et al.

SERIAL NO.: 10/008,925 FILED: 12/6/2001

FOR: Auto Detection Method and System for Matching a Communication Protocol of a Calling Modem with a Communication Protocol of an Answering Modem

HONORABLE COMMISSIONER FOR PATENTS
P.O. Box 1450, Alexandria, VA 22313-1450

Sir/Madam:

Transmitted herewith is a paper in the above-identified application. Any necessary extension of time period set for this paper is hereby requested.

No additional fee is required.
 The fee has been calculated as shown below:

| <input type="checkbox"/> EXTENSION FEE | RATE Non-Small Entity | RATE Small-Entity | FEE |
|--|--------------------------|----------------------|-----|
| FIRST MONTH AFTER TIME PERIOD SET | 120.00 | 60.00 | \$ |
| SECOND MONTH AFTER TIME PERIOD SET | 450.00 | 225.00 | \$ |
| THIRD MONTH AFTER TIME PERIOD SET | 1,020.00 | 510.00 | \$ |
| FOURTH MONTH AFTER TIME PERIOD SET | 1,590.00 | 795.00 | \$ |

TOTAL EXTENSION FEE \$ 0.00
 FEE FOR EXTRA CLAIMS added by Amendment in this response:

| | Column 1 | Column 2 | Column 3 | | | |
|--------------|--|----------------------------------|------------------------------|-----------------------------|----------------------|--------|
| | Number of Claims after Amendment | Number Previously Paid for | Number of Extra Claims | RATE Non-Small Entity | RATE Small Entity | FEE |
| TOTAL CLAIMS | 37 | MINUS **35 | * = 2 | x 50 | x 25 | \$ 100 |
| INDEPENDENT | 6 | MINUS ***4 | * = 2 | x 200 | x 100 | \$ 400 |

First presentation of multiple dependent claim

TOTAL FEE FOR EXTRA CLAIMS \$ 500.00

* If the entry in Column 1 is less than the entry of Column 2, write "0" in Column 3.
** If the number of Total Claims previously paid for is less than 20, write "20" in this space.
*** If the number of Independent Claims previously paid for is less than 3, write "3" in this space.

01CXT0043N

Attorney Docket No.: 01CON260P

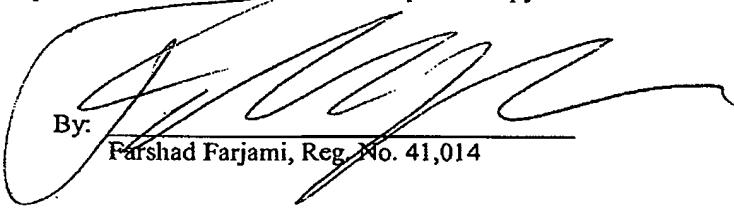
Enclosed is the total fee of \$ _____ (Payment by Credit Card, Form PTO-2038 Enclosed).

Please charge Deposit Account No. 50-1867 in the amount of \$500.00

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication, or credit any overpayment to Deposit Account No. 50-1867. A duplicate copy of this sheet is enclosed.

Date: 10/21/05

By:


Farshad Farjami, Reg. No. 41,014CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being filed by facsimile transmission to United States Patent and Trademark Office at facsimile number 571-273-8300 on the date stated below. The facsimile transmission report indicated that the facsimile transmission was successful.

10/21/05
DateChristina Carter
SignatureChristina Carter
Name of Person Performing Facsimile Transmission

Farshad Farjami, Esq.
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01CXT0043N

Attorney Docket No.: 01CON260P

AMENDMENT COVER SHEET

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| | Number of Claims after Amendment | Number Previously Paid for | Number of Extra Claims | RATE Non-Small Entity | RATE Small Entity | FEE |
| TOTAL CLAIMS | 37 | MINUS **35 | * = 2 | x 50 | x 25 | \$ 100 |
| INDEPENDENT | 6 | MINUS ***4 | * = 2 | x 200 | x 100 | \$ 400 |
| First presentation of multiple dependent claim | | | | + 360 | + 180 | \$ |

TOTAL FEE FOR EXTRA CLAIMS \$ 500.00

* If the entry in Column 1 is less than the entry of Column 2, write "0" in Column 3.
** If the number of Total Claims previously paid for is less than 20, write "20" in this space.
*** If the number of Independent Claims previously paid for is less than 3, write "3" in this space.

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Attorney Docket No.: 01CON260P

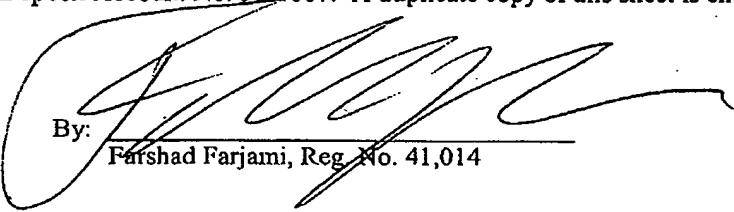
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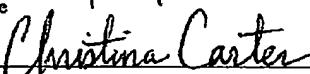
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Date: 10/21/05

By:


Farshad Farjami, Reg. No. 41,014**CERTIFICATE OF FACSIMILE TRANSMISSION**

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Date 10/21/05Signature
Name of Person Performing Facsimile Transmission
Christina Carter

Farshad Farjami, Esq.
Farjami & Farjami LLP
26522 La Alameda Ave., Suite 360
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Telephone: (949) 282-1000
Facsimile: (949) 282-1002

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Attorney Docket No.: 01CON260P
Application Serial No.: 10/008,925

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| | | |
|--|-----------------------------|-------------|
| Applicant(s): Peshkin, et al. | Group Art Unit: 2667 | OCT 21 2005 |
| Application Serial No.: 10/008,925 | Examiner: Hamann, Jordan J. | |
| Filed: December 6, 2001 | | |
| Title: Auto Detection Method and System for Matching a Communication Protocol of a Calling Modem with a Communication Protocol of an Answering Modem | | |

AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

This Amendment and Response is submitted in response to the *Non-Final Office Action*, dated October 3, 2005, in the above-referenced patent application. Please enter and consider the following amendments and remarks.